

NOTICE OF CONFIDENTIALITY RIGHTS: If you are a natural person, you may remove or strike any or all of the following information from any instrument that transfers an interest in real property before it is filed for record in the public records: your Social Security number or your driver's license number.

**Memorandum of Amendment No. 10 to East 11/12 Street
Urban Renewal Plan**

Date: March 5 2018

City: Austin, Texas



TRV

2018035914

9 PGS

City Address: P.O. Box 1088
301 W. 2nd Street
Austin, Travis County, Texas 78767

Property: The certain real property more particularly described in the Original Urban Renewal Plan for East 11/12 Streets

Original Urban Renewal Plan
for East 11/12 Streets:

The certain urban renewal plan originally approved by City Council Ordinance No. 990114-G and filed for record in Document Number 1999157295; amended by Amendment No. 1 and filed for record in Document No. 2002204815; amended by Amendment No. 2 and filed for record in Document No. 2003189506; amended by Amendment No. 3 and filed for record in Document No. 2005075165; amended by Amendment No. 4 and filed for record in Document No. 2008169755; amended by Amendment No. 5 and filed for record in Document No. 2012131153; amended by Amendment No. 6 and filed for record in Document No. 2012131154; and amended by Amendment No. 7 and filed for record in Document No. 2013218245; and amended by Amendment No. 8 and filed for record in Document No. 2013218246; and amended by Amendment No. 9 and filed for record in Document No. 2013218247 of the Official Public Records of Travis County, Texas.

WHEREAS, the City has amended the Original Urban Renewal Plan for East 11/12 Streets;

NOW, THEREFORE, the City represents that the attached **EXHIBIT 1**, Amendment No. 10, was approved by the Austin City Council on November 9, 2017.

Executed effective the date first above stated.

CITY OF AUSTIN:



Rosie Truelove
Director, Neighborhood Housing and
Community Development Department

**STATE OF TEXAS
COUNTY OF TRAVIS**

Before, me, Cindy Lott, a notary public, on this day personally appeared Rosie Truelove, known to me to be the person whose name is subscribed to the foregoing instrument and acknowledged to me that she executed the same for the purposes and consideration therein expressed.

Given under my hand and seal of this office this 5 day of March, 2018.



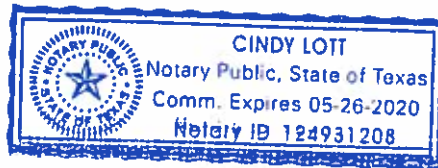
Notary Public Signature

Cindy Lott

Printed or Typed name of Notary

My Commission expires: 5.20.2020

Seal



APPROVED AS TO FORM:

City of Austin, Texas
Law Department



Assistant City Attorney

EXHIBIT 1

**Tenth Amendment to Original Urban Renewal Plan for East 11/12 Streets
City Ordinance No. 20171109-095**

ORDINANCE NO. 20171109-095

AN ORDINANCE ADOPTING THE TENTH PLAN MODIFICATION TO THE EAST 11TH AND 12TH STREETS URBAN RENEWAL PLAN.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

PART 1. The council finds:

- (A) The council adopted the East 11th and 12th Streets Urban Renewal Plan by Ordinance No. 990114-G; the first Plan modification by Ordinance No. 010802-089; the second Plan Modification by Ordinance No. 030731-049; the third Plan modification by Ordinance No. 20050407-060; the fourth Plan modification by Ordinance No. 20080228-113; the fifth Plan modification by Ordinance No. 20081120-104; the sixth Plan modification by Ordinance No. 20120426-125; the seventh Plan modification by Ordinance No. 20130214-083; the eight Plan modification by Ordinance No. 20131003-098; and the ninth Plan modification by Ordinance No. 20131017-074 (collectively referred to as the Plan).
- (B) A tenth modification to the Plan is described in Exhibit A, attached to and made part of this ordinance (tenth Plan modification).
- (C) In accordance with Section 374.014(b) of the Local Government Code:
 - (1) The Urban Renewal Agency of the City of Austin reviewed the proposed change to the Plan on October 19, 2015.
 - (2) The Planning Commission reviewed the proposed change to the Plan on September 12, 2017.
- (D) On November 9, 2017, the council held a public hearing on the tenth Plan modification, in accordance with Section 374.014(c) of the Local Government Code.
- (E) After the hearing in accordance with Section 374.014(d) of the Local Government Code, City Council found that:
 - (1) a feasible method exists for the relocation, in decent, safe, affordable, and sanitary accommodations, of families or individuals who will be displaced from the urban renewal area, without undue hardship to those persons;
 - (2) the tenth Plan modification conforms to the general plan for municipal development; and

- (3) the tenth Plan modification offers the maximum opportunity, consistent with the needs of the City as a whole, for the rehabilitation or redevelopment of the urban renewal area by private enterprise.

PART 2. In accordance with Section 374.014(e) of the Local Government Code, the council adopts the tenth Plan modification, which amends site development standards for properties located on the South side of East 12th Street between Comal and Chicon Street.

PART 3. This ordinance takes effect on November 20, 2017.

PASSED AND APPROVED

November 9, 2017

§
§
§


Steve Adler
Mayor

APPROVED:


Anne L. Morgan
City Attorney

ATTEST:


Jannette S. Goodall
City Clerk

Exhibit A
East 11th and 12th Street Urban Renewal Plan (East 12th Street-NCCD Tracts 16 and 17)
11.09.2017

Project Number/Name	Existing Controls	Modification
<p>12-9/12th St. Mixed Use, South side of 12th St. between Lenna St. & Chicon St. (Portion of NCCD Tract 16) & Chicon St. (Portion of NCCD Tract 16)</p>	<p>Project Number/Name: Mixed Use, South side of 12th St. between Lenna St. & Chicon St. (Portion of NCCD Tract 16) Subdistrict 2</p>	<p>Project Number/Name: Mixed Use, South side of 12th St. between Lenna St. & Chicon St. (Portion of NCCD Tract 16) Subdistrict 2 A, This subdistrict is a newly created subdistrict comprised of the two blocks on the south side of East 12th Street, right-of-way, between Comal Street and Chicon Street.</p>
<p>Figure 4-22</p>	<p>Reuse Objective: Provide Opportunities for Local Serving Mixed Use.</p>	<p>No Changes</p>
	<p>Site area: 1.2 acres</p>	<p>No Changes</p>
	<p>Permitted use: Mixed Use</p>	<p>No Changes</p>
	<p>Allowable height/permited FAR: 50 foot maximum. The current building floor area ratios (FAR's) in the LDC shall be waived in-lieu of the following: no maximum FAR</p>	<p>Allowable height: 35 foot maximum building height, from Comal Street to Lenna Street. The current building floor area ratio provisions (FARs) in the LDC shall be waived in-lieu of the following: no maximum FAR.</p>
	<p>Compatibility: Current regulations are waived and replaced with the restrictions described in Section 3.A.4.</p>	<p>No Changes</p>
	<p>Setbacks: 10' rear setback all other setback provisions waived.</p>	<p>No Changes</p>
	<p>Impervious cover: 90%, except in instances where community detention not available and developer provides on-site detention then impervious cover is 95%.</p>	<p>No Changes</p>

Exhibit A
East 11th and 12th Street Urban Renewal Plan (East 12th Street-NCCD Tracts 16 and 17)
11.09.2017

Project Number/Name	Existing Controls	Proposed Changes
<p>12-11/12th St Civic Node, South side of 12th St. at Chicon St.- Subdistrict 2 (NCCD Tract 17)</p>	<p>Project Number/Name: 12-11/12th St Civic Node, South side of 12th St. at Chicon St.- (NCCD Tract 17) Subdistrict 2</p>	<p>Project Number/Name: 12-11/12th St Civic Node, South side of 12th St. at Chicon St.- (NCCD Tract 17) Subdistrict 2 A. (This subdistrict is a newly created subdistrict comprised of the two blocks on the south side of East 12th Street, right-of-way, between Connal Street and Chicon Street.</p>
<p>Figure 4-24</p>	<p>Reuse Objective: Provide New Civic and/or Religious Opportunities</p>	<p>No Changes</p>
	<p>Site area: 0.5 acres</p>	<p>No Changes</p>
	<p>Permitted use: Civic Uses</p>	<p>No Changes</p>
	<p>Allowable height/permited FAR: 50 foot maximum from Leona to Chicon. The current building floor area ratios (FARs) in the LDC shall be waived in-lieu of the following: no maximum FAR</p>	<p>Allowable height: 35 foot maximum building height, from Leona St. to Chicon St. The current building floor area ratio (FAR) provisions in the LDC shall be waived in-lieu of the following: no maximum FAR.</p>
	<p>Compatibility: Current regulations are waived and replaced with the restrictions described in Section 3.A.4.</p>	<p>No Changes</p>
	<p>Setbacks: 10' rear setback all other setback provisions waived.</p>	<p>No Changes</p>
	<p>Impervious cover: 90%, except in instances where community detention not available and developer provides on-site detention then impervious cover is 95%.</p>	<p>No Changes</p>

**Exhibit A
East 11th and 12th Street Urban Renewal Plan (East 12th Street-NCCD Tracts 16 and 17)
11.09.2017**

Section Number	Existing Controls	Modification
Section 3.0 CRP Illustrative Design Plan	<p>Section 3.0 CRP Illustrative Design Plan: A. General Note Regarding Height, Parking, Compatibility and Impervious Cover Restrictions of the CRP as follows: and the creation of sub-district boundaries on East 12th Street (sub-district boundaries are described on Figure 4-3a) as follows:</p> <ol style="list-style-type: none"> 1. Height <ol style="list-style-type: none"> a. Sub-district 1 – 60' heights (north side of E. 12th from Interstate 35 frontage road to NW corner of Olander) b. Sub-district 2 – 50' heights (north side of E. 12th St from the northeast corner of Olander to Poquito; south side of East 12th St southeast and southwest corners of Comal; south side of E. 12th between Comal and Poquito) c. Sub-district 3 – 35' heights (south side of E. 12th between Branch to Comal except southwest corner of Comal) 3. Impervious Cover <ol style="list-style-type: none"> a. 90% in Sub-districts 1 and 2 (95% in instances where community detention not available and developer provides on-site detention) b. 80% in Sub-district 3 	<p>Section 3.0 CRP Illustrative Design Plan: A. General Note Regarding Height, Parking, Compatibility and Impervious Cover Restrictions of the CRP as follows: and the creation of sub-district boundaries on East 12th Street (sub-district boundaries are described on Figure 4-3a) as follows:</p> <ol style="list-style-type: none"> 1. Height <ol style="list-style-type: none"> a. Sub-district 1 – 60' heights (north side of E. 12th St. from Interstate 35 frontage road to northwest corner of Olander) b. Sub-district 2 – 50' heights (north side of E. 12th St from the northeast corner of Olander St. to Poquito St.; south side of E. 12th St. for property known as 1425 E. 12th St.; south side of E. 12th St., between southeast corner of Chicon St. to southwest corner Poquito St.) c. Sub-district 2 A – 35' heights (south side of E. 12th St., between southeast corner of Comal St. to southwest corner of Chicon St.) d. Sub-district 3 – 35' heights (south side of E. 12th St. between Branch St. and Comal St. except at the southwest corner of Comal St.)

After recording, please return to:

City of Austin
Law Department
P.O. Box 1088
Austin, Texas 78767-1088
Attention: Lara Crumbley
TM# 54149

FILED AND RECORDED

OFFICIAL PUBLIC RECORDS

Dana DeBeauvoir

Mar 12, 2018 08:57 AM 2018035914

MACEDOS: \$58.00

Dana DeBeauvoir, County Clerk

Travis County TEXAS

Recorders Memorandum-At the time of recordation this instrument was found to be inadequate for the best reproduction, because of illegibility, carbon or photocopy, discolored paper, etc. All blockouts, additions and changes were present at the time the instrument was filed and recorded.